

GRAYCARY

4365 Executive Drive, Suite 1100
San Diego, CA 92121-2133
www.graycary.com
O] 858-677-1456
F] 858-677-1465

September 9, 2003

ATTORNEY DOCKET NO.: JHU1300-6

Parent Application No.: 09/225,904

Parent Filing Date: January 5, 1999

Parent Inventors: David Sidransky and Stephen B. Baylin

Mail Stop PATENT APPLICATION

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Presented for filing is a new Continuation patent application under 37 CFR § 1.53(b) of:

Applicants: **David Sidransky and Stephen B. Baylin**

Title: **METHOD FOR DETECTION OF NEOPLASTIC CELLS**

The prior application is assigned of record to **THE JOHNS HOPKINS SCHOOL OF MEDICINE**, by virtue of an assignment submitted to the Patent and Trademark Office for recording on October 16, 1995, at Reel 7678, Frame 0671.

Enclosed are the following papers, including all those required to receive a filing date under 37 CFR § 1.53(b):

Pages of Specification	81
Pages of Claims	1
Pages of Abstract	1
Pages of Declaration (from Parent)	2
Sheets of Drawing	11

"EXPRESS MAIL" Mailing Label Number: **EY 318 740 133 US**
Date of Deposit: September 9, 2003

I hereby certify under 37 C.F.R. § 1.10 that this correspondence is being deposited with the United States Postal Service as "Express Mail Post Office to Addressee" with sufficient postage on the date indicated above and is addressed to the Mail Stop PATENT APPLICATION, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

JASON BERRY

(TYPED OR PRINTED NAME OF PERSON MAILING PAPER)

(SIGNATURE OF PERSON MAILING PAPER OR FEE)



GRAY CARY WARE & FREIDENRICH LLP
ATTORNEY DOCKET NO.: JHU1300-6
Mail Stop PATENT APPLICATION
September 9, 2003
Page Two

This request includes Three (3) sheets and the following:

- Preliminary Amendment (8 pages);
- Information Disclosure Statement (2 pages);
Forms PTO-1449 (filed in parent application) (2 pages);
Forms PTO-892 (filed in parent application) (2 pages);
- Request for Transfer of Computer Readable Form (2 pages);
- Sequence Listing (5 pages);
- Copy of One (1) Month Petition for Extension of Time from Parent (2 pages);
- Check No. 543662 in the amount of \$750.00; and
- Return Receipt Postcard.

Under 35 USC § 120, this application is a **continuation** application of U.S. Application Serial No. 09/225,904 filed January 5, 1999, now pending; which is a divisional application of U.S. Application Serial No. 08/497,535 filed June 30, 1995, now issued as U.S. patent 5,856,094; which is a continuation-in-part of U.S. Application Serial No. 08/439,962 filed May 12, 1995, now issued as U.S. patent 5,767,258. The disclosure of each of the prior applications is considered part of and is incorporated by reference in the disclosure of this application.

Applicants claim **LARGE ENTITY** status in the above-identified application.

The filing fee is calculated as follows:

	Number Filed		Number Extra		Rate			Fee	
					Small Entity	Large Entity		Small Entity	Large Entity
Total Claims	13-20	=	0	X	\$09	\$18	=	\$.00	\$.00 --
Independent Claims	2-3	=	0	X	\$42	\$84	=	\$.00	\$.00
Multiple Dependent Claims Presented: ___ Yes <u>X</u> No					\$140	\$280		\$ ---	\$ ---
					BASIC FEE			\$ 375.00	\$ 750.00
					TOTAL FEE				\$ 750.00

GRAY CARY WARE & FREIDENRICH LLP
ATTORNEY DOCKET NO.: JHU1300-6
Mail Stop PATENT APPLICATION
September 9, 2003
Page Three

Enclosed is Check No. 543662 in the total amount of \$750.00; which consists of \$750.00 for the filing fee. The Commissioner is hereby authorized to charge any additional fees associated with the filing submitted herewith, or credit any overpayment, to Deposit Account 50-1355, referencing the Attorney Docket number shown above. A duplicate copy of this transmittal letter is attached.

If this application is found to be INCOMPLETE, or if a telephone conference would otherwise be helpful, please call the undersigned at (858) 677-1456.

Kindly acknowledge receipt of this application by returning the enclosed postcard.

Please send all correspondence to:

Lisa A. Haile, J.D., Ph.D.
GRAY CARY WARE & FREIDENRICH LLP
4365 Executive Drive, Suite 1100
San Diego, CA 92121-2133
Telephone: (858) 677-1456
Facsimile: (858) 677-1465

Respectfully submitted,

GRAY CARY WARE & FREIDENRICH LLP

September 9, 2003
Date



Richard J. Imbra
Registration No. 37,643
Telephone: (858) 577-1496
Facsimile: (858) 677-1465

USPTO CUSTOMER NUMBER 28213

LAH:ag
Enclosures

PATENT
ATTORNEY DOCKET NO. JHU1300-4

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Sidransky and Baylin Art Unit: 1632
Application No.: 09/225,904 Examiner: A.M.S. Wehbe
Filed: January 5, 1999
Title: METHOD OF DETECTION OF NEOPLASTIC CELLS

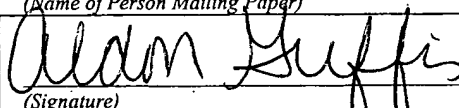
Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

PETITION FOR EXTENSION OF TIME

Sir:

This is a request under the provisions of 37 C.F.R. § 1.136(a) to extend the period for filing an Appeal Brief or other responsive paper due August 10, 2003.

The requested extension is for One (1) Month, extending the period for response from August 10, 2003 to September 10, 2003.

CERTIFICATION UNDER 37 CFR §1.8	
I hereby certify that the documents referred to as enclosed herein are being deposited with the United States Postal Service as first class mail on this date, September 9, 2003, in an envelope addressed to: Mail Stop AF, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.	
Aldon Griffis (Name of Person Mailing Paper)	
 (Signature)	September 9, 2003 (Date)

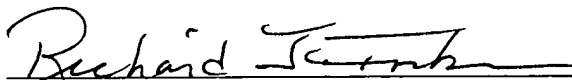
In re Application of:
Sidransky and Baylin
Application No.: 09/225,904
Filed: January 5, 1999
Page 2

PATENT
Attorney Docket No.: JHU1300-4

Enclosed is Check No. 543661 in the amount of \$110.00; which consists of \$110.00 for the One (1) Month Extension of Time fee. The Commissioner is hereby authorized to charge any other fees associated with the filing submitted herewith, or credit any overpayments to Deposit Account No. 50-1355. A copy of this Petition Sheet is enclosed.

Respectfully submitted,

Date: September 9, 2003



Richard J. Imbra
Registration No. 37,643
Telephone: (858) 677-1496
Facsimile: (858) 677-1465

USPTO Customer Number 28213
GRAY CARY WARE & FREIDENRICH LLP
4365 Executive Drive, Suite 1100
San Diego, CA 92121-2133